

FORM PTO-1083  
MAIL STOP: AMENDMENT  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450



Docket No.: 300.1005CON  
Date: September 16, 2005

IFW

In re application of: Chih-Ming CHEN, et al.  
Serial No.: 10/796,411  
Filed: March 9, 2004  
For: CONTROLLED RELEASE METFORMIN COMPOSITIONS

Sir:

Transmitted herewith is a **Response** in the above-identified application.

Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a verified statement previously submitted.  
 A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.  
 No fee for additional claims is required.  
 A filing fee for additional claims calculated as shown below, is required:

	(Col. 1)	(Col. 2)	SMALL ENTITY	LARGE ENTITY
FOR:	REMAINING	HIGHEST	RATE	RATE
	AFTER	PREVIOUSLY	PRESENT	
	AMENDMENT	PAID FOR	EXTRA	
TOTAL CLAIMS	* Minus 20** =		x \$ 9 \$	x \$ 18 \$
INDEP. CLAIMS	* Minus 3*** =		x \$ 43 \$	x \$ 86 \$
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			+ \$145 \$	+ \$290 \$

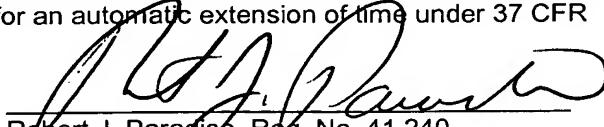
TOTAL: \$ OR TOTAL: \$0.00

\* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

Also transmitted herewith are:  
 Petition for extension under 37 C.F.R. 1.136  
 Other:

Check(s) in the amount of \$0.00 is/are attached to cover:  
 Filing fee for additional claims under 37 C.F.R. 1.16  
 Petition fee for extension under 37 C.F.R. 1.136

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.  
 Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.  
 Any patent application processing fees under 37 C.F.R. 1.17.  
 Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
Robert J. Paradiso, Reg. No. 41,240  
DAVIDSON, DAVIDSON & KAPPEL, LLC  
485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, New York 10018  
Tel: (212) 736-1940  
Fax: (212) 736-2427

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with sufficient postage to the United States Postal Service as "first class mail" in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on September 16, 2005.  
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 